



A BILL FOR AN ORDINANCE

RELATING TO CAR-SHARING.

BE IT ORDAINED by the People of the City and County of Honolulu:

SECTION 1. Purpose. The purpose of this ordinance is to authorize the City to allow car-sharing organizations to reserve certain on-street metered parking stalls, to delete all provisions regarding unreserved metered parking stalls, and to clarify reporting requirements pursuant to Chapter 15, Article 28, of the Revised Ordinances of Honolulu 1990.

SECTION 2. Section 15-28.1, Revised Ordinances of Honolulu 1990, is amended to read as follows:

"Sec. 15-28.1 Reserved car-sharing parking stalls, on-street metered parking stalls, and stickers.

(a) For purposes of this article:

"Car-sharing organization" means the same as that term is defined in HRS Section 251-1.

"Department" means the department of transportation services.

"Director" means the director of transportation services or the director's designee.

(b) ~~The director [of the department of transportation services or the director's designee ("director")]~~ is authorized and directed to establish, mark, and designate:

(1) ~~[reserved]~~ Reserved car-sharing parking stalls in ~~[city-controlled]~~ city-controlled public off-street parking facilities and assign them for exclusive use by an entity meeting the definition of a car-sharing organization in HRS Section 251-1. The director shall limit the total number of reserved car-sharing parking stalls to no more than 50 stalls in any calendar year within city-controlled public off-street parking ~~[facilities-]~~ facilities; and

(2) Reserved car-sharing on-street metered parking stalls and assign them for exclusive use by an entity meeting the definition of a car-sharing organization in HRS Section 251-1. The director shall limit the total number of reserved car-sharing on-street metered parking stalls to no



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more than 50 stalls in any calendar year, provided that the director may not authorize:

- (A) More than two reserved car-sharing on-street metered parking stalls per street block; or
- (B) Reserved car-sharing on-street metered parking stalls on streets subject to tow or tow-away zones.

~~[(b)]~~(c) Reserved car-sharing parking stalls [shall] in city-controlled public off-street parking facilities and reserved car-sharing on-street metered parking stalls must be established, categorized, and assigned to car-sharing organizations according to administrative rules adopted by the department [of transportation services- ("department")] pursuant to HRS Chapter 91. In addition, [at least] no less than 30 days before the assignment of the first [stall,] stall in a city-controlled public off-street parking facility or the assignment of the first on-street metered parking stall, whichever occurs first, the director shall provide a written report to the city council on the department's efforts demonstrating interaction and solicitation of community input in the affected areas, including a summary of community concerns, efforts made to address community concerns expressed during the rule-making process, and the location of each reserved space being made available to car-sharing organizations under this section.

~~[(e)]~~(d) The director shall establish, charge and collect annual fees for each reserved car-sharing parking [stall,] stall in a city-controlled public off-street parking facility and for each reserved car-sharing on-street metered parking stall. The annual fee for a reserved car-sharing parking stall in a city-controlled public off-street parking facility or a reserved car-sharing on-street metered parking stall [shall be] is \$1,500.

~~[(d)]~~(e) Any car-sharing organization that is assigned one or more:

- (1) [reserved] Reserved car-sharing parking stalls in city-controlled public off-street parking facilities shall pay to the director an annual fee as provided for in subsection ~~[(e),] (d),~~ plus a fee of \$20 for a reserved car-sharing parking stall sticker for each vehicle in its fleet that will be allowed to park in [such] the reserved car-sharing stalls. When a reserved car-sharing parking stall sticker is mutilated, defaced, or lost, a replacement sticker [shall] will be issued upon payment of \$20.
- (2) Reserved car-sharing on-street metered parking stalls shall pay to the director an annual fee as provided for in subsection (d), plus a fee of \$20



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for a reserved car-sharing on-street metered parking stall sticker for each vehicle in its fleet that will be allowed to park in the reserved car-sharing on-street metered parking stalls. When a reserved car-sharing on-street metered parking stall sticker is mutilated, defaced or lost, a replacement sticker will be issued upon payment of \$20.

~~[(e)]~~(f) Reserved car-sharing parking stall stickers and reserved car-sharing on-street metered parking stall stickers [shall] must be effective for a calendar year, state the date of expiration, be uniquely numbered, and be displayed on a vehicle inside the lower portion of the windshield on the driver's side of the vehicle. The annual fee for the reserved car-sharing parking stall or [sticker] sticker, or reserved car-sharing on-street metered parking stall or sticker [shall] must be prorated on a monthly basis if the stall is assigned or the sticker is purchased after January 31.

~~[(f)]~~(g) ~~[No vehicle shall]~~ A person may not park a vehicle in a reserved car-sharing parking stall or reserved car-sharing on-street metered parking stall unless there is affixed to the vehicle a valid and current reserved car-sharing parking stall sticker or a valid and current reserved car-sharing on-street metered parking sticker acquired pursuant to subsection [(d)] (e). Any vehicle [parking] parked in a reserved car-sharing parking stall or in a reserved car-sharing on-street metered parking stall without a valid and current reserved car-sharing parking stall sticker or reserved car-sharing on-street metered parking stall sticker [shall be] is subject to being towed, and the owner of [such] the vehicle [shall be] is subject to a fine of \$100 for each offense."

SECTION 3. Section 15-28.2, Revised Ordinances of Honolulu 1990, is repealed.

~~["Sec. 15-28.2 Car sharing meter parking decals.~~

~~(a) — The director may issue parking decals to an entity meeting the definition of a car-sharing organization in HRS Section 251-1 for use of unreserved on- and off-street metered parking stalls. The director shall issue no more than 175 total car-sharing meter parking decals in each calendar year to car sharing organizations. Upon submission of the decal request, the entity shall also disclose the nature, approximate geographic areas or addresses, and number of off-street and on-street parking stalls that the organization intends to use.~~

~~(b) — At least 30 days before issuance of the first decal, the director shall provide a written report to the city council on the department's efforts demonstrating interaction and solicitation of community input in the affected areas, including a~~



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~~summary of community concerns and efforts made to address community concerns.~~

- ~~(c) Any car sharing organization requesting a car sharing meter parking decal shall pay to the director an annual fee for each car sharing meter parking decal issued to the organization. The annual fee for a car sharing meter parking decal shall be \$1,500 plus a decal fee of \$20.~~
- ~~(d) When a car sharing meter parking decal is mutilated, defaced or lost, a replacement decal shall be issued upon payment of \$20.~~
- ~~(e) Within 60 days of the end of the calendar year, the car sharing organization must provide data showing actual use of metered parking stalls for each car share vehicle for the preceding year. In the event a car sharing organization's total actual usage of metered parking stalls, as determined by the city, during the prior meter parking decal term exceeds the annual fee for the car sharing meter parking decal, the car sharing organization shall reimburse the city for the difference no later than March 31 of each year.~~
- ~~(f) Car sharing meter parking decals shall be effective for a calendar year, state the date of expiration, be uniquely numbered, and be displayed on a vehicle inside the lower portion of the windshield on the driver's side of the vehicle. The annual fee for the car sharing meter parking decals shall be prorated on a monthly basis if purchased after January 31.~~
- ~~(g) The vehicles displaying valid and current parking decals issued under subsection (a) may park in those off street and on street metered parking stalls established pursuant to Sections 15-22.2, 15-23.1 and 15-23.2, which allow parking for longer than one hour:
 - ~~(1) Without paying meter fees; and~~
 - ~~(2) For periods longer than the parking time limit designated by official signs established under Section 15-16.1.~~~~

~~A parking decal shall allow a car sharing organization vehicle to park without charge in an authorized metered parking stall for up to 24 hours.~~

- ~~(h) Car sharing meter parking decals issued under this section shall not be effective during a parade or special event or when parking is otherwise prohibited pursuant to Sections 15-13.12, 15-14.8, and 15-22.8, or other applicable laws."]~~



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SECTION 4. Section 15-28.3, Revised Ordinances of Honolulu 1990, is amended to read as follows:

"Sec. 15-28.3 Eligibility for ~~[decals or]~~ stickers.

Any car-sharing organization shall provide proof to the department that it is properly registered with the State of Hawaii department of taxation pursuant to HRS Section 251-3(a) before it may apply for ~~[decals or]~~ stickers under this article."

SECTION 5. Section 15-28.4, Revised Ordinances of Honolulu 1990 ("Car-sharing reporting requirements"), is amended by amending subsections (a) and (b) to read as follows:

- "(a) Any car-sharing organization that is assigned one or more reserved car-sharing parking stalls ~~[or that purchases one or more car-sharing meter parking decals]~~ pursuant to ~~[Sections]~~ Section 15-28.1 ~~[and 15-28.2]~~ shall ~~[be required to]~~ survey ~~[their]~~ its membership upon signup and annually thereafter, and provide an annual report to the director, no later than 90 days after the end of the calendar year.
- (b) The annual report ~~[shall]~~ must include the following information for the immediately preceding calendar year: ~~[1) the number of car-sharing meter parking decals issued; 2) the difference between the initial annual fee for the car-sharing meter parking decal and actual usage of metered parking stalls; 3) descriptive data about how often the car-sharing vehicles are rented versus parked, peak use periods, and how and when vehicles tend to be distributed in certain areas of the city; and 4) any other information deemed pertinent by the council.]~~
- (1) Total number of members and member counts broken out by zip code;
 - (2) All off- and on-street vehicle locations;
 - (3) Total vehicle rental hours of availability per month;
 - (4) Total number of unique members renting vehicles per stall;
 - (5) Average monthly rental use hours and miles traveled per stall;
 - (6) Average monthly rental utilization percentage per stall;
 - (7) Average monthly unique users per stall;



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- (8) Member survey descriptive findings including travel behavior, vehicle ownership, and car-sharing utilization; and
- (9) Any other information deemed pertinent by the council and requested by the director, or required by law."

SECTION 6. Section 15-28.5, Revised Ordinances of Honolulu 1990, is amended to read as follows:

"Sec. 15-28.5 Administrative enforcement.

~~[Enforcement of this article shall be done pursuant to the traffic code as set forth in Articles 15-4 and 15-26.]~~ Articles 4 and 26 of this chapter apply to the enforcement of this article. If any car-sharing organization is found to be in violation of this chapter or other applicable laws, the department may immediately revoke the car-sharing organization's parking ~~[sticker or decal]~~ stickers and may refuse to issue additional parking stickers ~~[or decals]~~ to the car-sharing organization."

SECTION 7. Ordinance material to be repealed is bracketed and stricken. New material is underscored. When revising, compiling, or printing this ordinance for inclusion in the Revised Ordinances of Honolulu, the Revisor of Ordinances need not include the brackets, the material that has been bracketed and stricken, or the underscoring.



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SECTION 8. This ordinance takes effect 120 days after its approval.

INTRODUCED BY:

[Handwritten signature]

DATE OF INTRODUCTION:

MAR 19 2019

Honolulu, Hawaii

Councilmembers

APPROVED AS TO FORM AND LEGALITY:

Deputy Corporation Counsel

APPROVED this _____ day of _____, 20 _____.

KIRK CALDWELL, Mayor
City and County of Honolulu